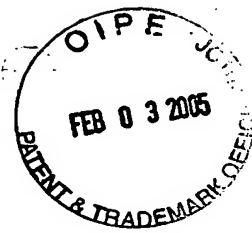


Docket No. 243387US41



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

Gabriel Binetruy, et al.

SERIAL NO: 10/674,348

FILED: October 1, 2003

FOR: SYSTEM FOR DECOUPLING A FAN FROM A TURBOJET BY MEANS OF AN
EXPLOSIVE CHARGE

:

: EXAMINER: James M. McAleenan

: DATE ALLOWED: November 3, 2004

: GROUP ART UNIT: 3745

PETITION UNDER 37 C.F.R. §1.181

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In accordance with 37 C.F.R. §1.181, Applicants respectfully request the Examiner to acknowledge as considered French Patent 2,752,024 cited in the PTO-1449 form filed with the Information Disclosure Statement (IDS) on October 1, 2003. A copy of the PTO-1449 form is enclosed, along with a copy of the date-stamped filing receipt.

The Notice of Allowance dated November 3, 2004 states at page 3, lines 2-3, that "French Patent No. 2,752,024 was not considered because it was not translated from French into English." However, the October 1, 2003 IDS included a French Search Report listing French Patent No. 2,752,024, as well as a translation of category of cited documents on the French Search Report. MPEP 609-III-A(3) states in relevant part:

Where the information listed is not in the English language, but was cited in a search report or other action by a foreign patent office in a counterpart foreign application, the requirement for a concise explanation of relevance can be satisfied by submitting an English-language version of the search report or action which indicates the degree of relevance found by the foreign office. This may be an explanation of which portion of the reference is particularly relevant, to which claims it applies, or merely an "X", "Y", or "A" indication on a search report.

The October 1, 2003 IDS was filed within three months of the filing date of the present application, in full compliance with the requirements set forth in 37 CFR §§ 1.97 and 1.98. Accordingly, it is respectfully requested that this petition be granted and that French Patent No. 2,752,024 be acknowledged as having been considered, as provided under Rule 97(b)(1).

COPY
Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Gregory J. Maier
Attorney of Record
Registration No. 25,599
Philippe J. C. Signore, Ph.D.
Registration No. 43,922



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Docket No. 243387US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Gabriel BINETRUY, et al.

SERIAL NO: New Application

GAU:

FILED: Herewith

EXAMINER:

FOR: A SYSTEM FOR DECOUPLING A FAN FROM A TURBOJET BY MEANS OF AN EXPLOSIVE CHARGE

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☒ The applicant(s) wish to make of record the references which are cited in the attached French Search Report listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☐ Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Gregory J. Maier

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Form PTO 1449
(Modified)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY DOCKET NO.

243387US6

SERIAL NO.

New Application

LIST OF REFERENCES CITED BY APPLICANT

APPLICANT

Gabriel BINETRUY, et al.

FILING DATE

Herewith

GROUP

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB CLASS | FILING DATE IF APPROPRIATE |
|---------------------|----|--------------------|------|------|-------|--------------|-------------------------------|
| | AA | | | | | | |
| | AB | | | | | | |
| | AC | | | | | | |
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| | AK | | | | | | |
| | AL | | | | | | |
| | AM | | | | | | |
| | AN | | | | | | |

FOREIGN PATENT DOCUMENTS

| | | DOCUMENT NUMBER | DATE | COUNTRY | TRANSLATION | |
|--|----|--------------------|----------|---------|-------------|----|
| | | | | | YES | NO |
| | AO | 2 752 024 | 02/06/98 | France | | X |
| | AP | 2 709 157 | 02/24/95 | France | | X |
| | AQ | 2 463 853 | 02/27/81 | France | | X |
| | AR | 2 373 698 | 07/07/78 | France | | X |
| | AS | | | | | |
| | AT | | | | | |
| | AU | | | | | |
| | AV | | | | | |

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

| | | |
|--|----|--|
| | AW | |
| | AX | |
| | AY | |
| | AZ | |

☐ Additional References sheet(s) attached

Examiner

Date Considered

*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

COPY

BEST AVAILABLE COPY



✓ OSMM&N File No. 243387US41

Dept.: E/M

By: PJS/vss

✓ Serial No. 10/674,348

✓ In the matter of the Application of: Gabriel BINETRUY, et al.

✓ For: A SYSTEM FOR DECOUPLING A FAN FROM A TURBOJET BY MEANS OF AN EXPLOSIVE CHARGE

✓ Due Date: N/A

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ✓ ■ Dep. Acct. Order Form
- ✓ ■ Cover Sheet
- ✓ ■ Petition under 37 C.F.R. §1.181
- ✓ ■ Copy of Date-Stamped Filing Receipt
- ✓ ■ Copy of Information Disclosure Statement
- ✓ ■ Copy of PTO-1449 Form



COPY



Docket No.: 243387US41



ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/674,348
Applicants: Gabriel BINETRUY, et al.
Filing Date: October 1, 2003
For: SYSTEM FOR DECOUPLING A FAN FROM A
TURBOJET BY MEANS OF AN EXPLOSIVE
CHARGE
Group Art Unit: 3745
Examiner: James M. McAleenan

SIR:

Attached hereto for filing are the following papers:

Petition under 37 C.F.R. §1.181
Copy of Date-Stamped Filing Receipt
Copy of Information Disclosure Statement
Copy of PTO-1449 Form

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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